

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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ALISON MICHELLE CRUZ,	:	
	:	
Plaintiff,	:	
	:	23-CV-5420 (VSB)
-against-	:	
	:	<b><u>ORDER</u></b>
NATURE BACKS CLOTHING COMPANY,	:	
LLC,	:	
	:	
Defendant.	:	
	X	
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VERNON S. BRODERICK, United States District Judge:

Plaintiff filed this action on June 26, 2023, (Doc. 1), and filed an affidavit of service on August 28, 2023, (Doc. 7). The deadline for Defendant to respond to Plaintiff's complaint was September 5, 2023. (*See id.*) On August 30, 2023, Defendant filed a letter motion seeking an extension of time to respond to Plaintiff's complaint, from September 5, 2023 to October 5, 2023. (Doc. 8.) On August 31, 2023, I granted Defendant's request. (Doc. 9.) To date, Defendant has not responded to the complaint or sought additional time to do so. Plaintiff, however, has taken no action to prosecute this case. Accordingly, if Plaintiff intends to seek a default judgment, they are directed to do so in accordance with Rule 4(H) of my Individual Rules and Practices in Civil Cases by no later than October 24, 2023. If Plaintiff fails to do so or otherwise demonstrate that they intend to prosecute this litigation, I may dismiss this case for failure to prosecute pursuant to Federal Rule of Civil Procedure 41(b).

SO ORDERED.

Dated: October 10, 2023  
New York, New York

A handwritten signature in black ink, reading "Vernon Broderick". The signature is written in a cursive style with a large, stylized "V" and "B".

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VERNON S. BRODERICK  
United States District Judge